

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

EMMANUEL WYATT, et al.,

Case No. 1:21-cv-00455-ADA-SAB

Plaintiffs,

ORDER ADDRESSING STIPULATION
FOR REFERRAL TO VOLUNTARY
DISPUTE RESOLUTION PROGRAM

COUNTY OF STANISLAUS, et al.,

(ECF No. 39)

Defendants.

17 On March 18, 2021, Plaintiffs Emmanuel Wyatt and Makeda Wyatt (collectively
18 “Plaintiffs”) initiated this civil action against Defendants County of Stanislaus, Diana Torres,
19 Araceli Figueroa, social worker Jones, Denise Aguilar, Julie Bartlett, and Claudia Llamas
20 (collectively, “Defendants”). (ECF No. 1.) On July 25, 2023, the parties filed a stipulation to
21 elect referral to the Voluntary Dispute Resolution Program (“VDRP”). (ECF No. 39.)

22 Pursuant to the Local Rules of the Eastern District of California, if all parties stipulate to
23 using the VDRP, they must file a stipulation and order for VDRP Referral. L.R. 271(i). The
24 Stipulation and Order for VDRP Referral must:

(A) specify the time frame within which the parties propose the VDRP process will be completed and the date by which the Neutral must file confirmation of that completion;

(B) suggest and explain any modifications or additions to the case management plan that would be advisable because of the reference to the VDRP; and

1 (C) describe any pretrial activity, e.g., specified discovery or motions, that shall
2 be completed before the VDRP session is held or that shall be stayed until the
VDRP session is concluded.

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4 L.R. 271(i). The stipulation filed by the parties does not address the areas required by the Local
5 Rule. See e.g. Kamalu v. Walmart Stores, Inc., No. 1:13-cv-00627-SAB (E.D. Cal. Apr. 7,
6 2014) (stipulation and proposed order for referral to VDRP). An action will not be referred to
7 the VDRP unless the parties file a stipulation that complies with Rule 271(i).

8 Furthermore, the parties are advised that, should they wish to set a settlement conference
9 in lieu of participating through the VDRP, they may contact the Courtroom Deputy for assistance
10 in scheduling a conference with an available Judge.

11 IT IS SO ORDERED.

12 Dated: July 28, 2023



UNITED STATES MAGISTRATE JUDGE

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